

1 RAYMOND M. BUDDIE (BAR NO. 121353)
2 RICK W. GRADY (BAR NO. 235976)
3 ALLEN MATKINS LECK GAMBLE
4 MALLORY & NATSIS LLP
5 Three Embarcadero Center, 12th Floor
6 San Francisco, CA 94111-4074
7 Phone: (415) 837-1515
8 Fax: (415) 837-1516
9 E-Mail: rbuddie@allenmatkins.com
10 rgrady@allenmatkins.com

11 Attorneys for Defendants
12 DICK/MORGANTI; DICK CORPORATION; THE
13 MORGANTI GROUP, INC.; AMERICAN
14 CASUALTY COMPANY OF READING, PA;
15 NATIONAL UNION FIRE INSURANCE
16 COMPANY OF PITTSBURGH, PA; and
17 CONTINENTAL CASUALTY COMPANY

18 UNITED STATES DISTRICT COURT

19 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

20 UNITED STATES FOR USE AND
21 BENEFIT OF ISEC, INC., a Colorado
22 corporation,

23 Plaintiffs,

24 vs.

25 DICK MORGANTI, a joint venture; DICK
26 CORPORATION, THE MORGANTI
27 GROUP, AMERICAN CASUALTY
28 COMPANY OF READING, PA,
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA,
CONTINENTAL CASUALTY
COMPANY, and DOES 1 through 10,

Defendants.

Case No. CV-08-1932

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND TIME TO FILE
(1) ADR CERTIFICATION BY PARTIES
AND COUNSEL AND (2) STIPULATION
AND [PROPOSED] ORDER
SELECTING ADR PROCESS;
DECLARATION OF RICK W. GRADY**

29 Pursuant to Local Rule 6-2 and the attached declaration of Rick W. Grady, the
30 parties hereto stipulate that good cause exists to extend the time for all defendants to
31 respond to the Complaint filed herein by the United States for the use and benefit of Isec,
32 Inc. to July 16, 2008. The parties are currently involved in good faith efforts to resolve

1 their dispute involving the newly constructed GSA Federal Building in San Francisco, and
 2 the Initial Case Management Conference is scheduled for July 24, 2008. The parties have
 3 previously stipulated to an extension for Defendants to respond by June 27, 2008, and
 4 discussions regarding a potential settlement of this matter are ongoing.
 5

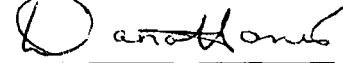
6 This stipulation affects the July 3, 2008 deadline set by the Court in the Order
 7 Setting Initial Case Management Conference and ADR Deadlines to file (1) ADR
 8 Certification By Parties And Counsel and (2) Stipulation And [Proposed] Order Selecting
 9 ADR Process.

10 Therefore, based upon the parties' stipulation extending the response date to July
 11 16, 2008, and the upcoming July 3, 2008, deadlines set by the court, the parties hereby
 12 stipulate and request the court Order the July 3, 2008, deadlines continued to July 16,
 13 2008, so that the parties may have the opportunity to informally resolve this matter. No
 14 other deadlines are affected by this stipulation.

15 **SO STIPULATED.**

16
 17 DATED: 6-27, 2008

MUZI & ASSOCIATES

By 

19 ANDREW C. MUZI
 20 DANA L. HARRIS
 Attorneys for Plaintiff ISEC. Inc.

21 DATED: June 27, 2008

**ALLEN MATKINS LECK GAMBLE
 MALLORY & NATSIS LLP**

By 

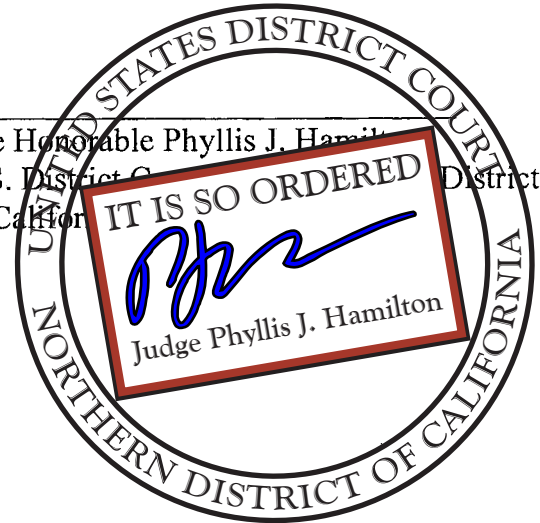
24 RICK W. GRADY
 25 Attorneys for Defendants Dick/Morganti;
 26 Dick Corporation; The Morganti Group,
 27 Inc.; American Casualty Company of
 Reading, Pennsylvania; National Union Fire
 Insurance Company of Pittsburgh,
 Pennsylvania; and Continental Casualty
 Company

28 ///

1 PURSUANT TO STIPULATION, IT IS SO ORDERED

2
3 DATED: July 3, 2008

4 The Honorable Phyllis J. Hamilton
5 U.S. District Court
6 of California District



Declaration of Rick W. Grady

1
2
3 1. I, Rick W. Grady, am currently counsel for Defendants Dick/Morganti; Dick
4 Corporation; The Morganti Group, Inc.; American Casualty Company of Reading,
5 Pennsylvania; National Union Fire Insurance Company of Pittsburgh, Pennsylvania; and
6 Continental Casualty Company ("Defendants") in this matter.

7 2. Defendants and Plaintiff Isec, Inc. ("Plaintiff") are engaged in good faith
8 settlement negotiations that may potentially resolve this case partially, if not entirely. This
9 case arises from the complex construction project known as the new San Francisco Federal
10 Building.

11 3. Defendants and Plaintiff have previously agreed to an extension for
12 Defendants to file a responsive pleading until June 27, 2008.

13 4. Defendants and Plaintiff are requesting a time modification that would only
14 affect the time for filing an ADR Certification, and either a Stipulation and [Proposed]
15 Order Selecting ADR Process or a Notice of Need for ADR Phone Conference, as
16 required by Civil Local Rule 16-8. The Court initially set July 3, 2008 as the deadline
17 for filing these ADR documents, and Defendants and Plaintiff are requesting by
18 stipulation that said deadline be moved to July 16, 2008.

19 5. Except for the July 3, 2008 deadline for filing ADR documents pursuant
20 to Civil Local Rule 16-8, the schedule for the case will not otherwise be affected.

21 I declare under penalty of perjury under the laws of the State of California that the
22 foregoing is true and correct.

23 Executed on June 27, 2008, at

San Francisco, CA

(Place Verification was executed).

24
25 Printed Name:

26 Signature:

Rick Grady
Rick Grady